

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)

Attorney Docket: 381NP/43816CO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a X continuation or
divisional application under 37 C.F.R. 1.53(b), of pending prior
application:

Serial No. 08/946,581
Filed on October 7, 1997
Of Fumio TAJIMA et al.
Entitled: PERMANENT MAGNET ELECTRIC ROTATING
MACHINE AND ELECTROMOTIVE VEHICLE USING
PERMANENT MAGNET ELECTRIC ROTATING
MACHINE
Examiner: T. Nguyen
Group: 2834
Batch No: T38

- X 1. Accompanying this order is a true copy of the
prior application as originally filed.
Total pages of specification: 42
Total pages of drawings: 7
2. New Formal drawings are being filed herewith
consisting of sheet(s), depicting Figures
 .
- X 3. Declaration and Power of Attorney:
a. Newly executed (original or copy)
b. X Copy from prior application
i. Deletion of Inventors - signed
statement attached deleting
inventor(s) named in the prior
application
- X 4. Incorporation by Reference:
The entire disclosure of the prior application,
from which a copy of the oath or declaration is
supplied under Box 3b, is considered as being

part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

X 5. Cancel original claims 1-17. ✓

 6. Small entity status:

- a. A small entity statement is enclosed
- b. A statement of small entity status (copy attached) was filed on in the prior application and status as a small entity is still proper and desired.
- c. Is no longer claimed

X 7. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee		\$355		\$710
Total Claims	<u>7</u> - 20 = <u> </u>	x 9 = \$ <u> </u>	18 = \$ <u> </u>	
Ind. Claims	<u>2</u> - 3 = <u> </u>	x 40 = \$ <u> </u>	80 = \$ <u> </u>	
<u> </u> Multiple Dependent Claims		+ 135 = \$ <u> </u>	270 = \$ <u> </u>	
	Total	\$ <u> </u>		\$710.00

 8. Please charge my Deposit Account No. 05-1323 (Docket #) in the amount of \$.

X 9. A check in the amount of \$710.00 to cover the filing fee is enclosed.

X 10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #381NP/43816CO).

X 11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 08/946,581, filed October 7, 1997.--

X 12. Priority of Appln. No. 8-275826, filed in Japan on October 18, 1996, is hereby claimed under 35 U.S.C. 119.

- X 13. A certified copy of each said priority document was filed in application Serial No. 08/946,581.
- X 14. The prior application is assigned of record to Hitachi, Ltd. and Hitachi Car Engineering Co., Ltd.
- X 15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; Jeffrey D. Sanok, Reg. No. 32,169

- X a. The power appears in the original application papers in the prior application.
- _____ b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- _____ c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- X d. Address all future correspondence to:

EVENSON, MCKEOWN, EDWARDS
& LENAHAAN, P.L.L.C.
1200 G Street, N.W.
Suite 700
Washington, DC 20005


- X 16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- X 17. A Preliminary Amendment is being filed herewith.
- X 18. Return Receipt Postcard.

X

19. Other: Substitute Specification and Marked-Up
Copy Thereof

Respectfully submitted,

January 5, 2001


Jeffrey D. Sanok
Registration No. 32,169

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& LENAHA, P.L.L.C.
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JDS:pc

PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

01/09/2001 WKORDMA 00000047 09754296

01 FC:101 710.00 DP